

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE PATENT : John Albert KEMBEL *et al.*
APPLICATION OF :
SERIAL NO. : 09/558,923
FILING DATE : April 26, 2000
ART UNIT : 2176
EXAMINER : NGUYEN, C. T.
FOR : APPARATUS AND METHOD FOR DYNAMICALLY COORDINATING THE
DELIVERY OF COMPUTER READABLE MEDIA

TERMINAL DISCLAIMER

Mail Stop Terminal Disclaimer

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The undersigned, on behalf of the Petitioner, **Mainstream Scientific, LLC**, represents that the Petitioner, **Mainstream Scientific, LLC** is the owner of the entire right, title and interest of:

(1) U.S. Patent Application Serial No. 09/558,922 ("the '922 Application"), filed April 26, 2000, and entitled "APPARATUS AND METHOD OF HOSTING INTERNET CONTENT," by virtue of the assignment of the '922 Application filed June 18, 2009, and recorded at Reel 022846 and Frame 0153; and

(2) the above-captioned U.S. Application No. 09/558,923 by virtue of the assignment of the above-captioned application filed June 18, 2009, and recorded at Reel 022846 and Frame 0153.

Petitioner hereby certifies that the above-mentioned Assignments have been reviewed and to the best of Petitioner's knowledge and belief, title is in Petitioner who is seeking to take this action.

Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-captioned U.S. Application No. 09/558,923 which would extend beyond the expiration date of the full statutory term as presently shortened by any terminal disclaimer of a patent granted on the '922 Application, and hereby agrees that any patent so granted on the above-captioned U.S. Application No. 09/558,923 shall be enforceable only for and during such period that the legal title to the patent granted on the '922 application shall be the same as the legal title to said patent issuing from the above-captioned U.S. Application No. 09/558,923, this agreement to run with any patent granted on the above-captioned U.S. Application No. 09/558,923 and to be binding upon the grantee, its successors or assigns.


Petitioner does not disclaim any terminal part of any patent granted on the above-captioned U.S. Application No. 09/558,923 prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of the patent granted on the '922 Application in the event that such patent later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321(a), has all claims canceled by a Reexamination certificate, or is otherwise terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title state above.

The undersigned whose signature and title appear below is empowered to act on behalf of Petitioner.

Kembel *et al.* – 09-558-923
Attorney Docket No.: 043311-0381351

The Director is authorized to charge the \$65.00 fee for the filing of this Terminal Disclaimer, as well as any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. 033975 (**Ref. No. 043311-0381351**). A duplicate of this disclaimer is attached.

Date: May 4, 2010

Respectfully submitted,
By: 
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